

Rec'd PCT/PTO 27 SEP 2004
10/5109776

OSTRAGER CHONG & FLAHERTY
INTELLECTUAL PROPERTY LAW
NEW YORK -- HAWAII -- USA

Atty Dkt #: NAA-OGA-P40

DECLARATION FOR U.S. PATENT APPLICATION & POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below), or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a United States patent is sought on the invention entitled:

Exercise Assisting Instrument

the specification of which is attached hereto, unless the following box is checked:

☒ was filed on _____, 20__, as U.S. Patent Application _____, or PCT International Application JP02/11574, and amended on _____, 20__ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, and as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim the benefit under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application(s) on which priority is claimed:

Prior Foreign Application(s):

<u>Japan</u>	<u>2002-101197</u>	<u>3/4/2002</u>
(Country)	(Appln. #)	(Day/Month/Year Filed)
<u> </u>	<u> </u>	<u> </u>
(Country)	(Appln. #)	(Day/Month/Year Filed)
<u> </u>	<u> </u>	<u> </u>
(Country)	(Appln. #)	(Day/Month/Year Filed)
<u> </u>	<u> </u>	<u> </u>
(Country)	(Appln. #)	(Day/Month/Year Filed)

FIG. 1: A Drawing of a Note

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States patent application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Priority U.S. Application(s):

_____ (Appln. #)	_____ (Day/Month/Year Filed)	_____ (Status)
_____ (Appln. #)	_____ (Day/Month/Year Filed)	_____ (Status)
_____ (Appln. #)	_____ (Day/Month/Year Filed)	_____ (Status)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith: Glenn F. Ostrager, Reg. No. 29,963; Leighton K. Chong, Reg. No. 27,621; Dennis M. Flaherty, Reg. No. 31,159; Joshua S. Broitman, Reg. No. 38,006; Manette J. Dennis, Reg. No. 30,623.

☐ Please send all correspondence to Attorney: _____, at the Firm of Ostrager Chong & Flaherty, LLP, 825 Third Avenue, 30th Floor, New York, NY 10022-7519, Tel: (212) 826-6565.

☒ Please send all correspondence to Attorney: Leighton K. Chong, at the Firm of Ostrager Chong & Flaherty (Hawaii), 841 Bishop Street, Suite 1200, Honolulu, HI 96813-3908, Tel: (808) 533-4300.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 8/9/2004

INVENTOR (FIRST NAMED):

大賀隆之
Name: Takayuki OGA

Mailing Address: c/o OGA Co., Ltd.

22-14, Haginaka 3-chome
Ota-ku, Tokyo 144-0047
Japan

Residence: Ota-ku/Tokyo/Japan

Citizen of: Japan

JPY